THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT PETITION No.29277 of 1997

Dated 21-03-2006

Between:
G.Vittoba Rao.

..... PETITIONER

AND

The Govt. of A.P. rep by its Principal Secretary, Municipal Administration & Urban Development Department, Secretariat Hyderabad & others.

.....RESPONDENTS

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

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O R D E R:

The petitioner, a retired attender in the Public Health Engineering Department of the Government of Andhra Pradesh, claims appointment to Selection Grade Post and for consequent revision of his pensionary benefits. He places reliance on the order of the A.P. Lok Ayukta in Complaint No.1448/96, dated 25-03-1997.

Since the relief sought for in this writ petition is for promotion to a higher post in the public service under the Government of Andhra Pradesh, in view of the law laid down by the Supreme Court in **L.Chandra Kumar v. Union of India**[1], the petitioner ought to have approached the Andhra Pradesh Administrative Tribunal in the first instance before the jurisdiction of this Court under Article 226 of the Constitution of India could have been invoked.

Leaving it open to the petitioner to avail such other remedies as are available to him in law, the writ petition is dismissed. However, in the circumstances, without costs.

21-03-2007

usd

[1] AIR 1997 SC 1125